

**MINUTES OF THE REGULAR MEETING OF THE BOARD OF CHOSEN
FREEHOLDERS HELD ON TUESDAY, MAY 10, 2016 AT 7:00 P.M.
IN THE COUNTY ADMINISTRATION BUILDING
4 MOORE ROAD
CAPE MAY COURT HOUSE, NEW JERSEY**

The meeting convened with Director Thornton presiding and the following members answering roll call:

Freeholders Desiderio, Gabor, Hayes, Morey and Thornton (5)

STATEMENT OF DIRECTOR

“This is a notice read pursuant to the requirements of the “Open Public Meetings Act.” At least 48 hours advance notice of this meeting has been provided by posting of the same in writing on the bulletin boards in the County Administration Building, and the County Clerk’s Office and mailing a copy of the notice to the Cape May County Herald and the Atlantic City Press and filing the same with the County Clerk, all being done on Wednesday, January 6, 2016.”

MOMENT OF SILENCE

FLAG SALUTE

MINUTES – MOTION TO APPROVE MINUTES OF 04/26/16 REGULAR MEETING
FH Desiderio moved/ FH Hayes seconded

Freeholders	Ayes	Nays	Abstain	Absent	Motion	Second
Mr. Desiderio	X				X	
Ms. Gabor	X					
Ms. Hayes	X					X
Mr. Morey	X					
Mr. Thornton	X					

COMMUNICATIONS: None.

REPORTS:

- 1) **COUNTY ENGINEER:** Dale Foster had no report.
- 2) **COUNTY COUNSEL:** Jim Arsenault had no report.
- 3) **COUNTY TREASURER:** Francine Springer reported she would go over the 2016 Public Works Bond Ordinance Request Roadway Improvements Dale Foster spoke about during the caucus meeting and report back to the Board how they were going to be able to move forward with those projects.

FREEHOLDER REPORTS:

- 1) **FREEHOLDER MOREY:** Mr. Morey commented the Coast Guard Community Festival with added enhancements went very well this year. Captain Prestidge was very appreciative of the recognition he received at the dinner on Friday evening. He thanked the Board for attending the event. Approximately 3500 or more came out for the festival he stated. The weather prior to and during wasn’t helpful but they’ve come away with knowledge that can be used for the enhancement of next year’s festival. The DRBA’s involvement was much appreciated again. He acknowledged the fundraising targets are very close to being reached. Looking ahead, the fast response cutters are expected to be a big hit next year with opportunities for advanced education. He continued by stating it’s really important that Coast Guard Community isn’t just a festival but has a life throughout the year with different touchpoints. The number of volunteers that came aboard this year will be instrumental in helping to achieve this goal. Lastly he pointed out that this is the only enlisted training facility in the nation which affords the County a unique opportunity to support a very important mission and we’re the only county in the nation that has this opportunity.

He reported a meeting yesterday in Trenton at the Lt. Governor's Office led by Chief of Staff, Dennis Robinson relating to aquaculture and the Cape May County peninsula and its' opportunities in that industry. In order to advance a license in aquaculture much communication is required between many government agencies which has been problematic so far but making inroads. Dave Bushek and Mike DeLuca of Rutgers, Leslie Gimeno, Monique Purcell and Rich Boornazian of the Department of Environmental Protection (DEP) were in attendance. The DEP committed to providing a summary of the meeting and a plan for moving forward.

- 2) FREEHOLDER GABOR: Ms. Gabor announced the annual Senior Jamboree hosted by the Department of Aging and Disability Services would be held on Thursday this week. The theme for this year's Jamboree is "The Fabulous 50's." The event will be held at the Avalon Community Center starting at 10:00 a.m. She thanked Fare Free Transportation in advance for their continued assistance in getting everybody to the location to enjoy the event.

The freeholder held a stakeholders meeting recently in the Administration Building regarding homelessness. Participants were comprised of different organizations seeking to decrease the homeless population in the county. The Homelessness Trust Fund and the best way to utilize the funds should this become effective here was discussed. This fund would draw from a \$3.00 fee imposed at the County Clerk's Office upon recording of a document. She asked that this issue be explored further so a decision can be made as to whether or not Cape May County would implement this surcharge to assist in meeting the needs of homeless individuals and families.

- 3) FREEHOLDER HAYES: Ms. Hayes reported the top three drivers of the recent Fare Free Transportation Rodeo went on to compete in the state tournament and were the top three winners at that level. Brian Fitzpatrick took 1st place, Diane Hufana took 2nd place and Eugene Glembocki took 3rd place sweeping the competition. John Ianneillo won 1st place as "First Time Participant", Eugene Glembocki won as "Rookie Driver" and Supervisor Steve McKenna won the "Supervisor Challenge". The top two drivers will compete in the national rodeo which will be held in Portland, Oregon later this month.

The freeholder talked about the inspirational young women that spoke during a recent luncheon for the Cape-Atlantic Chapter of the American Association of University Women in which she was the keynote speaker. The women had all received scholarships from the organization to attend Atlantic Cape Community College and talked about the impact it had on their lives and how A.C.C.C. was more of a family atmosphere than a college.

Last week, the annual Tourism Conference was held here with Diane Wieland, Director of Tourism and Public Information presenting the statistics, facts and surveys which point towards a stellar season here in the county she reported. A booklet was distributed at the conference entitled, "What's New in Your Marketing Tool Box?" which contained tips and strategies for businesses. The keynote speaker for the event was Michael Styles, New Jersey Division of Travel and Tourism discussing destination marketing initiatives of the State of New Jersey Tourism Division.

- 4) FREEHOLDER DESIDERIO: Mr. Desiderio attended the annual memorial ceremony today at the police academy honoring police officers who lost their lives in the line of duty while serving Cape May County. The service was very well attended he stated. He pointed out Cape May County supports law enforcement here 150% in everything they do.
- 5) FREEHOLDER THORNTON: Director Thornton looked to Dale Foster for direction on a question posed to him at a recent New Jersey Association of Counties (NJAC) meeting regarding the completion date of the work being performed on the new southbound Garden State Parkway Bridge. Having both lanes open to traffic quickly was the concern. He praised NJAC for the hard

work being done fighting the bail reform cost issue which would increase our county expenditures alone by \$400,000.000-\$600,000.00 if the county would have to meet the new criteria of courts remaining open practically 7 days per week. The other good news from NJAC being the 2% Budget CAP which formerly excluded Constitutional Officers and the Prosecutor’s Office now included them. He has been voicing his opinion on the unfairness of this for a long time and now it’s been changed he stated.

RESOLUTIONS:

INTRODUCED BY MR. DESIDERIO, SECONDED BY MS. HAYES

- 411-16 Resolution requesting that grandfathering provisions be included in National Flood Insurance Laws to protect homeowners whose homes are built to elevations acceptable at the time of construction or reconstruction.
(This Resolution requests that grandfathering provisions be included in National Flood Insurance Laws to protect homeowners whose homes are built to elevations acceptable at the time of construction or reconstruction.)
- 412-16 Resolution authorizing the Board to hold a meeting excluding the public on May 10, 2016 at 6:00 p.m. or as soon thereafter as possible or as practicable. Matters falling within the attorney-client privilege.
(This Resolution authorizes the Board of Chosen Freeholders to conduct a meeting excluding the public at the stated time in accordance with the Open Public Meetings Act, N.J.S.A. 10:4-1, et seq.)
- 413-16 Resolution authorizing purchase with Integrated Security & Communications pursuant to N.J.S.A. 40A:11-5(4) for video system upgrade at Cape May County Correctional Center in the amount of \$31,908.60.
(This Resolution authorizes a purchase with Integrated Security & Communications for a video system upgrade at the County Correctional Center in the amount of \$31,908.60 pursuant to N.J.S.A. 40A:11-5(4).)
- 414-16 Resolution granting and amending various Leaves of Absence to County Employees.
(This Resolution authorizes County Employees to be placed on a Leave of Absence in accordance with the County Leave of Absence Policy and the Family Medical Leave Act (FMLA).)
- 415-16 Resolution amending the 2016 Budget for Hazardous Materials Emergency Preparedness Hazmat Training Grant No. HM-HMP-0494-15-01-00 for the period 09/30/15 to 09/30/16 in the amount of \$17,519.13.
(This Resolution amends the 2016 Budget in the amount of \$17,519.13, providing funding for Hazardous Materials Emergency Preparedness Hazmat Training for the period 9/30/15 to 9/30/16.)
- 416-16 Resolution accepting Grant Award from New Jersey Department of Law and Public Safety Division of State Police for Hazardous Materials Emergency Preparedness Hazmat Training Grant No. HM-HMP-0494-15-01-00 in the amount of \$17,519.13.
(This Resolution accepts the subgrant award for the Hazardous Materials Emergency Preparedness Grant Hazmat Training from 9/30/15 to 9/30/16.)

Freeholders	Ayes	Nays	Abstain	Absent	Motion	Second
Mr. Desiderio	X				X	
Ms. Gabor	X					
Ms. Hayes	X					X
Mr. Morey	X					
Mr. Thornton	X					

INTRODUCED BY MS. GABOR, SECONDED BY MR. MOREY

- 417-16 Resolution designating May as “Older Americans Month” in Cape May County.
(This Resolution designates May 2016 as “Older Americans Month” in Cape May County and recognizes the contributions, successes and sacrifices of our older residents.)
- 418-16 Resolution congratulating Parish Nurse Program, Cape Regional Health System on being honored as Outstanding Organization of the year 2016.
(This Resolution honors one group, by the County Department of Aging and Disability Services, for its humanitarian contributions to the community.)
- 419-16 Resolution congratulating Evelyn Cox on being honored as Outstanding Senior of the year 2016.
(This Resolution honors one woman, by the County Department of Aging and Disability Services, for her humanitarian contributions to the community.)
- 420-16 Resolution congratulating Robert (Bob) McGeehan on being honored as Outstanding Senior of the year 2016.
(This Resolution honors one man, by the County Department of Aging and Disability Services, for his humanitarian contributions to the community.)
- 421-16 Resolution authorizing execution of a Health Insurance Portability & Accountability Act (HIPAA) Business Associate Agreement with New Jersey Department of Human Services.
(This Resolution authorizes the execution of a HIPAA Business Associate Agreement with the New Jersey Department of Human Services as a requirement to the Agreement to provide care management services for, but not limited to, participants of the Jersey Assistance for Community Caregiving (JACC) Program.)
- 422-16 Resolution authorizing agreement with New Jersey Department of Human Services for Jersey Assistance for Community Caregiving (JACC) Program.
(This Resolution authorizes an agreement with the State for services for special medical equipment for clients participating in the JACC Program through the Cape May County Department of Social Services.)
- 423-16 Resolution awarding open-ended Contract No. 117-16 to Elizabeth H. Symuleski for the provision of speech therapy services.
(This Resolution awards a Contract to Elizabeth H. Symuleski to provide professional speech therapy services for the County of Cape May commencing May 11, 2016 through May 10, 2017.)
- 424-16 Resolution awarding open-ended Contracts to General Healthcare Resources, Inc. and Spectrum Fitness, LLC for provision of physical therapy and occupational therapy services for Crest Haven Nursing and Rehabilitation Center.
(This Resolution awards Contracts to General Healthcare Resources, Inc. and Spectrum Fitness, LLC for the provision of physical therapy and occupational therapy services for Crest Haven Nursing and Rehabilitation Center commencing May 11, 2016 through May 10, 2017.)
- 425-16 Resolution awarding emergency open-ended Contract to Mill Creek Services, Inc., D/B/A Griswold Home Care for provision of certified home health aides and homemaker care services for Department of Social Services.
(This Resolution awards an emergency Contract to Mill Creek Services, Inc., D/B/A Griswold Home Care for the provision of certified home health aides and homemaker care services for the period of April 26, 2016 through December 31, 2016.)

MINUTES OF A REGULAR MEETING HELD MAY 10, 2016 (CONTINUED)

- 426-16 Resolution accepting grant award from the Corporation for National and Community Service for the FY17 Retired and Senior Volunteer Program in the amount of \$87,991.00.
(This Resolution accepts a grant award for the FY17 Retired and Senior Volunteer Program: Federal \$55,023.00, Local \$32,968.00.)
- 427-16 Resolution amending the 2016 Budget for the FY17 Retired Senior Volunteer Program in the amount of \$55,023.00.
(This Resolution amends the 2016 Budget in the amount of \$55,023.00, with Matching Funds of \$32,968.00 for a total of \$87,991.00, funding to be utilized to cover administrative costs and the placement of volunteers within the community to meet specific needs related to health, independent living, and transportation.)
- 428-16 Resolution authorizing settlement of claim petition with Petro Cohen Petro Matarazzo, PC and the County of Cape May on behalf of Janella Guntner for work-related injury.
(This Resolution authorizes a Court-ordered settlement in the amount of \$45,000.00 (Section 20) to a former Crest Haven Nursing & Rehabilitation Center employee who filed a claim for an injury sustained while employed with the County.)
- 429-16 Resolution amending the 2016 Budget for 2016 Family Planning Program Income in the amount of \$70,000.00.
(This Resolution amends the 2016 Budget in the amount of \$70,000.00, which represents funds collected for the period from clients.)

Freeholders	Ayes	Nays	Abstain	Absent	Motion	Second
Mr. Desiderio	X					
Ms. Gabor	X				X	
Ms. Hayes	X					
Mr. Morey	X					X
Mr. Thornton	X					

INTRODUCED BY MS. HAYES, SECONDED BY MR. DESIDERIO

- 430-16 Resolution supplementing the 2016 Salary Resolution and approving appointments and salaries.
(This Resolution authorizes the hiring of new County employees, temporary assignment pay, salary changes or corrections, title changes and promotions of County employees when applicable.)
- 431-16 Resolution supporting the adoption of New Jersey Assembly Resolution No. 47.
(This Resolution supports the adoption of New Jersey Assembly Resolution No. 47 and calls upon all members of Congress representing the State of New Jersey to support the passage of this bill.)
- 432-16 Resolution authorizing settlement of claim petition with Petro Cohen Petro Matarazzo, PC and the County of Cape May on behalf of Jeremiah Craver for work-related injury.
(This Resolution authorizes a Court-ordered settlement in the amount of \$50,000.00 (Section 20) to Public Works employee who filed a claim for an injury sustained while employed with the County.)
- 433-16 Resolution permitting Villas Volunteer Fire Company to solicit contributions along Bayshore Road (CR603), Township of Lower.
(This Resolution permits fire company volunteers to hold ‘coin drops’ on various dates throughout the summer to obtain public contributions which help offset operational expenses.)

MINUTES OF A REGULAR MEETING HELD MAY 10, 2016 (CONTINUED)

Freeholders	Ayes	Nays	Abstain	Absent	Motion	Second
Mr. Desiderio	X					X
Ms. Gabor	X					
Ms. Hayes	X				X	
Mr. Morey	X					
Mr. Thornton	X					

INTRODUCED BY MR. MOREY, SECONDED BY MS. GABOR

- 434-16 Resolution authorizing the County of Cape May to enter into an Encroachment Agreement with Anne Pecora regarding the right-of-way along Third Avenue, Borough of Stone Harbor.
(This Resolution authorizes a formal agreement between the County of Cape May and the owner of said property to allow for an encroachment into the County right-of-way of Third Avenue, Stone Harbor.)
- 435-16 Resolution authorizing the County of Cape May to enter into a License and Indemnification Agreement with the Marquis De Lafayette Hotel/Condominium Association, Inc. regarding the right-of-way along Beach Avenue, City of Cape May.
(This Resolution authorizes a formal agreement between the County of Cape May and the owner of said property to allow for an encroachment into the County right-of-way of Beach Avenue, Cape May.)
- 436-16 Resolution authorizing the acquisition of Block 238, Lot 8.01, Township of Lower, and further authorizing engagement of Foundation Title, LLC for title insurance and closing services (Open Space) (1649 Bayshore Road).
(This Resolution authorizes the County of Cape May to execute a Contract for Sale of Real Estate for the acquisition of 1.269 acres of land in the Township of Lower (1649 Bayshore Road). The purchase price for this property is \$235,000.00.)
- 437-16 Resolution awarding open-ended Contracts to Ozark Materials, LLC and Ennis Paint, Inc. for traffic paint, reflective glass beads and thermoplastic traffic markings to Cape May County Public Works Department.
(This Resolution awards Contracts to Ozark Materials, LLC and Ennis Paint, Inc. to furnish and deliver traffic paint, reflective glass beads and thermoplastic traffic markings to the Cape May County Public Works Department commencing April 26, 2016 through April 27, 2017.)
- 438-16 Resolution authorizing an Indemnification Agreement with the City of Ocean City for its Triathlon/Duathlon on May 15, 2016.
(This Resolution gives permission to the City of Ocean city to utilize a portion of West Avenue (CR619) for a triathlon/duathlon.)
- 439-16 Resolution authorizing execution of Agreement Modification No. 1 to Federal Agreement 15-DT-BLA-717 for Commonwealth Avenue (CR619) Resurfacing Improvements, Township of Upper.
(This Resolution increases the amount of Federal funding to cover the cost of construction and construction engineering services on the Commonwealth Avenue (CR619) Resurfacing Improvements project.)
- 440-16 Resolution requesting assistance from US Army Corps of Engineers for Shoreline Erosion Protection along Delaware Avenue (CR640) in the City of Cape May.
(This Resolution shows Cape May County’s interest in working with the US Army Corps of Engineers for Shoreline Erosion Protection along Delaware Avenue in the City of Cape May.)
- 441-16 Resolution closing the contract and accepting the work of Churchill Consulting Engineers, P.C. for Professional Underwater Inspection Services for East Creek Pond Dam, Township of Dennis.
(This Resolution accepts the work and closes the contract.)

MINUTES OF A REGULAR MEETING HELD MAY 10, 2016 (CONTINUED)

- 442-16 Resolution authorizing Change Order No. 1 in the amount of \$7,610.00 to Landberg Construction, LLC for 2016 Miscellaneous Drainage Improvements I on Various County Roads in the Borough of Avalon.
(This Resolution authorizes a change order to adjust quantities to reflect the as-built conditions.)
- 443-16 Resolution authorizing Change Order No. 3 in the amount of \$45,170.78 to MSA Systems Integration, Inc. for Re-Bid Physical Security Upgrades – Phase II at Various County Facilities.
(This Resolution authorizes a Change Order due to the various revisions made during the construction in order to complete the project satisfactorily.)
- 444-16 Resolution approving contract documents for Renovation of the Lower Township Public Safety Building and authorizing Clerk of the Board to advertise for receipt of bids for same.
(This Resolution approves contract documents and authorizes advertisement.)
- 445-16 Resolution authorizing Change Order No. 3-Final in the amount of \$11,336.21 to Midlantic Construction LLC for Ocean Drive (CR619) Bridges over Corsons Inlet and Grassy Sound Substructure Improvements.
(This Resolution authorizes a change order to adjust quantities to reflect the as-built conditions.)
- 446-16 Resolution approving contract documents for Furnishing and Delivering Highway Signs to the Cape May County Public Works Department and authorizing Clerk of the Board to advertise for receipt of bids.
(This Resolution approves contract documents and authorizes advertisement.)
- 447-16 Resolution authorizing Cape May County to be a participant in an application to the USDA Rural Development for a rural business development grant in support of a program centered at the Cape May County Airport.
(This Resolution authorizes Cape May County to apply for a grant with the USDA Rural Development for a program centered at the Cape May County Airport.)
- 448-16 Resolution authorizing the use of Competitive Contracting to provide Professional Engineering Services for Bayshore Road (CR603) Improvements from Sandman Boulevard to Fishing Creek Road, Township of Lower.
(This Resolution authorizes the use of competitive contracting process pursuant to N.J.S.A. 40A:11-4.1i for selecting a consultant for professional services.)
- 449-16 Resolution authorizing the execution of a Maintenance Agreement with the New Jersey Office of Emergency Management, Hazard Mitigation Grant Program.
(This Resolution authorizes a Maintenance Agreement between the County and the New Jersey Office of Emergency Management Hazard Mitigation Grant Program, pertaining to emergency generators installed pursuant to the Program.)

Freeholders	Ayes	Nays	Abstain	Absent	Motion	Second
Mr. Desiderio	X					
Ms. Gabor	X					X
Ms. Hayes	X					
Mr. Morey	X				X	
Mr. Thornton	X					

ADDITION:

INTRODUCED BY MR. MOREY, SECONDED BY MS. GABOR

450-16 Resolution deeming a certain 1985 GMC Truck as surplus property and authorizing execution of a bill of sale for conveyance in lieu of accumulated storage fees.

(This Resolution deems a damaged 1985 GMC Truck formerly assigned to the County Bridge Department as surplus property and authorizes conveyance of same to Discount Hydraulics of Cape May Court House for the sum of \$1.00 and in lieu of accumulated storage fees.)

Freeholders	Ayes	Nays	Abstain	Absent	Motion	Second
Mr. Desiderio	X					
Ms. Gabor	X					X
Ms. Hayes	X					
Mr. Morey	X				X	
Mr. Thornton	X					

BOND ORDINANCE 1-16 (PUBLIC HEARING)

Director Thornton stated this is the date, time and place for final consideration of Bond Ordinance 1-16.

Clerk of the Board Elizabeth Bozzelli stated she had Proof of Publication for Bond Ordinance 1-16.

Director Thornton stated the Public Hearing was now open and asked if there was any public comment.

Seeing no hands he asked for a motion to close the Public Hearing.

MOTION TO CLOSE PUBLIC HEARING: FH Hayes moved/FH Desiderio seconded

Freeholders	Ayes	Nays	Abstain	Absent	Motion	Second
Mr. Desiderio	X					X
Ms. Gabor	X					
Ms. Hayes	X				X	
Mr. Morey	X					
Mr. Thornton	X					

Clerk of the Board reads ordinance by title:

Bond Ordinance providing for the joint public safety building (to be shared with the Township of Lower), by and in the County of Cape May, State of New Jersey: Appropriating \$6,500,000 therefor and authorizing \$6,175,000 Bonds or Notes of the County to finance part of the costs thereof.

WHEREAS, the County of Cape May (the “County”), State of New Jersey, is the owner of the Cape May County Airport (the “Airport”) which, among other uses, hosts a multiuse commercial and industrial park that includes the Township of Lower’s (the “Township”) Public Safety Building, 405 Breakwater Road (Block 410, Lot 36), Erma, NJ 08204 (the “Public Safety Building” or the “Property”); and

WHEREAS, the County is specifically the owner of both the land upon which the Public Safety Building sits, and the structure comprising the Public Safety Building, together with the fixtures and appurtenances thereto, having received title of record to the latter by Bill of Sale executed by and between the parties on or about April 4, 2016; and

WHEREAS, by Memorandum of Agreement and an Interim Lease Agreement authorized and executed by and between each of the parties, the parties have agreed upon a comprehensive strategy for the joint re-development of the Public Safety Building into a state of the art, shared facility allowing the Township to upgrade their public safety and emergencies operations facilities and the County

to develop an emergency management, planning and operations center (collectively, the "Joint Public Safety Building", and the project for the design and construction of which may be referred to herein as the "Joint Safety Building Project"); and

WHEREAS, pursuant to the Memorandum of Agreement and the Interim Lease Agreement, in order to assure that the Township shall be continued and uninterrupted access to its Public Safety Building, the parties have memorialized their rights and responsibilities in and to the Public Safety Building as the County proceeds through the design phase and into the construction phase of the project; and

WHEREAS, pursuant to the Interim Lease Agreement, the County and the Township have also estimated that the Township's share of the costs of the Joint Public Safety Building Project is \$2,100,000 (the "Township's Share"). In addition to the issuance of the Bonds or Bond Anticipation Notes for the County's share of the costs of the Joint Public Safety Building Project in the amount of \$4,400,000, the Township and the County have agreed that the County shall issue Bonds or Bond Anticipation Notes for the Township's Share of the Joint Public Safety Building Project and that such Bonds shall be issued with a fifteen (15) or twenty (20) year amortization schedule to be determined by the County and the Township at the time of issuance. Upon the entering into of the Final Lease Agreement, the parties agree that the Township shall pay to the County amounts that equal to Township's portion of the debt service due on the County's Bonds or Bond Anticipation Notes for the Joint Public Safety Building; and

WHEREAS, the County hereby desires to make an appropriation and authorize the issuance of Bonds or Bond Anticipation Notes for the Township's and County's respective shares of the Joint Public Safety Building Project.

BE IT ORDAINED AND ENACTED BY THE BOARD OF CHOSEN FREEHOLDERS OF THE COUNTY OF CAPE MAY, STATE OF NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring), **AS FOLLOWS:**

SECTION 1. The improvements or purposes described in Section 3 of this bond ordinance are hereby authorized to be undertaken by the County of Cape May, State of New Jersey (the "County") as general improvements. For the said improvements or purposes stated in Section 3, there is hereby appropriated the sum of \$6,500,000, said sum being inclusive of the sum of \$325,000 as the amount of down payment for said improvements or purposes as required by the Local Bond Law, N.J.S.A. 40A:2-1 et seq., as amended and supplemented (the "Local Bond Law"). The down payment is now available therefor by virtue of either provisions or a provision in a previously adopted budget or budgets of the County for down payment or for capital improvement purposes or from moneys actually held by the County.

SECTION 2. For the financing of said improvements or purposes described in Section 3 hereof, and to meet the part of the \$6,500,000 appropriation not provided for by application hereunder of the down payment, negotiable bonds of the County are hereby authorized to be issued in the principal amount of \$6,175,000 pursuant to the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable notes of the County in a principal amount not exceeding \$6,175,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Local Bond Law.

SECTION 3. (a) The improvements hereby authorized and purpose for the financing of which said bonds or notes are to be issued are the undertaking of the improvements to the Joint Public Safety Building located at 405 Breakwater Road, Erma, in said County, said improvements to include, but are not limited to, structural repairs, interior and exterior renovations and improvements, the removal and replacement of, improvements to or the installation of, as applicable, electrical, heating and air conditioning ventilation, gas and plumbing systems and all furnishing, equipment (including, but not limited to Technology and

Communication Equipment) and fixtures necessary for such Joint Public Safety Building and also including all engineering and design work, construction planning, preparation of plans and specifications, permits, bid documents, construction inspection and contract administration, and also and all work, materials, equipment, accessories, labor and appurtenances, as applicable, necessary therefor or incidental thereto, all in accordance with the plans on file in the Office of the Clerk of the Board of Chosen Freeholders and available for public inspection and hereby approved.

(b) The aggregate estimated maximum amount of bonds or notes to be issued for said improvements or purposes is \$6,175,000.

(c) The aggregate estimated cost of said improvements and purposes is \$6,500,000, the excess thereof over the said estimated maximum amount of bonds or notes to be issued therefor, being the down payments in the aggregate amount of \$325,000.

SECTION 4. In the event the United States of America and/or the State of New Jersey make a loan, contribution or grant-in-aid to the County, for the improvements or purposes authorized hereby and the same shall be received by the County prior to the issuance of the bonds or notes authorized in Section 2 hereof, then the amount of such bonds or notes to be issued shall be reduced by the amount so received from the United States of America and/or the State of New Jersey, and the County's Share and the Township's Share thereof shall be proportionately reduced by the amount of any such loan, contribution and/or grant-in-aid. In the event, however, that any amount so loaned, contributed or granted by the United States of America and/or the State of New Jersey, shall be received by the County after the issuance of the bonds or notes authorized in Section 2 hereof, then such funds shall be applied to the payment of the bonds or notes so issued and the County's Share and the Township's Share of the debt service thereof shall be proportionately reduced by such funds and shall be used for no other purpose.

SECTION 5. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer/County Treasurer, provided that no note shall mature later than one (1) year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer/County Treasurer. The Chief Financial Officer/County Treasurer shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the signature of the Chief Financial Officer/County Treasurer upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time in accordance with the provisions of the Local Bond Law. The Chief Financial Officer/County Treasurer is hereby authorized to sell part or all of the notes from time to time at a public or private sale and to deliver them to the purchaser thereof upon receipt of payment of the purchase price and accrued interest thereon from their dates to the date of delivery thereof. The Chief Financial Officer/County Treasurer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, the description, the interest rate, the maturity schedule of the notes so sold, the price obtained and the name of the purchaser.

SECTION 6. The capital budget of the County is hereby amended to conform with the provisions of this bond ordinance, and to the extent of any inconsistency herewith, a resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital programs, as approved by the Director of the Division of Local Government Services, New Jersey Department of Community Affairs, will be on file in the office of the Clerk of the Board of Chosen Freeholders and will be available for public inspection.

SECTION 7. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3 of this bond ordinance are not current expenses and are improvements or purposes which the County may lawfully undertake as general improvements, and no part of the

cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of said improvements or purposes within the limitations of said Local Bond Law, according to the reasonable life thereof computed from the date of said bonds authorized by this bond ordinance, is twenty (20) years.

(c) The supplemental debt statement required by the Local Bond Law has been duly made and filed in the Office of the Clerk of the Board of Chosen Freeholders of the County and a complete executed duplicate thereof has been filed in the Office of the Director of the Division of Local Government Services, New Jersey Department of Community Affairs, and such statement shows that the gross debt of the County as defined in the Local Bond Law is increased by the authorization of the bonds or notes provided for in this bond ordinance by \$6,175,000 and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) An aggregate amount not exceeding \$325,000 for items of expense listed in and permitted under section 20 of the Local Bond Law is included in the estimated cost indicated herein for the improvements or purposes hereinbefore described.

SECTION 8. The full faith and credit of the County are hereby pledged to the punctual payment of the principal of and the interest on the debt obligations authorized by this bond ordinance. The debt obligations shall be direct, unlimited obligations of the County, and the County shall be obligated to levy *ad valorem* taxes upon all the taxable property within the County for the payment of the principal of such debt obligations and the interest thereon without limitation as to rate or amount.

SECTION 9. The County hereby declares the intent of the County to issue the bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use proceeds to payor reimburse expenditures for the costs of the purposes described in Section 3 of this bond ordinance. This Section 9 is a declaration of intent within the meaning and for purposes of Treasury Regulations §1.150-2 or any successor provisions of federal income tax law, as the same may be amended, modified or supplemented from time to time.

SECTION 10. The Chief Financial Officer/County Treasurer of the County is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the County and to execute such disclosure document on behalf of the County. The Chief Financial Officer/County Treasurer of the County is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the County pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the County and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the County fails to comply with its undertaking, the County shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

SECTION 11. The County covenants to maintain the exclusion from gross income under section 103(a) of the Code, of the interest on all bonds and notes issued under this ordinance.

SECTION 12. This bond ordinance will be considered for final adoption after a public hearing thereon at a meeting of the Board of Chosen Freeholders of the County. The Clerk of the Board of Chosen Freeholders of the County is hereby authorized and directed to arrange for the publication of this bond ordinance in full after introduction upon first reading and after final adoption in an authorized newspaper of the County, such publications to be in accordance with the requirements of the Local Bond Law.

SECTION 13. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by the Local Bond Law.

MOTION TO ADOPT BOND ORDINANCE 1-16: FH Desiderio/FH Hayes

Freeholders	Ayes	Nays	Abstain	Absent	Motion	Second
Mr. Desiderio	X				X	
Ms. Gabor	X					
Ms. Hayes	X					X
Mr. Morey	X					
Mr. Thornton	X					

Director Thornton declares Bond Ordinance 1-16 adopted.

MOTION TO PAY BILLS: FH Desiderio moved/FH Hayes seconded

General Fund	3,591,475.69
Grant Fund	159,073.19
Tax Appeal Trust	1,508.24
County Clerk Trust	25,000.00
Motor Vehicle Trust	21,859.81
CMC Zoo Trust	68,751.46
Workers Compensation	14,326.19
Open Space Dedicated Fund	199,791.69
Self-Insurance Trust	1,066,580.15
Accumulated Absences	14,430.03
Prosecutors Clearing Acct	7,044.00
Prosecutors Forfeited Fnd	9,422.73
CMC Spay/Neuter Program	4,788.00
Animal Shelter Donations	2,730.46
Capital Improvements	1,913,134.33

Freeholders	Ayes	Nays	Abstain	Absent	Motion	Second
Mr. Desiderio	X				X	
Ms. Gabor	X					
Ms. Hayes	X					X
Mr. Morey	X					
Mr. Thornton	X					

PUBLIC COMMENTS: No public comment.

ADJOURN: 7:40 P.M. FH Desiderio moved/FH Hayes seconded.

Freeholders	Ayes	Nays	Abstain	Absent	Motion	Second
Mr. Desiderio	X				X	
Ms. Gabor	X					
Ms. Hayes	X					X
Mr. Morey	X					
Mr. Thornton	X					

APPROVED

DIRECTOR

ATTEST:

CLERK OF THE BOARD